

REMARKS

Applicants have studied the Office Action dated October 10, 2006 and have made amendments to the claims. The Applicants acknowledge reopening of prosecution for the subject application and hereby elect to file this reply under 37 CFR 1.111. By virtue of this amendment, claims 1-33 are pending. Reconsideration and allowance of the pending claims in view of the above amendments and the following remarks is respectfully requested.

Allowable Subject Matter

The Applicants wish to thank Examiner Vu for indicating that claims 1-33 would be allowable if rewritten or amended to overcome the rejections under 35 U.S.C. §112, second paragraph. As discussed below, the Applicants have amended the claims to overcome the rejections under 35 U.S.C. §112, second paragraph. The Applicants therefore assert that the application is currently in condition for allowance, and such allowance is respectfully requested.

Rejection under 35 U.S.C. §112, Second Paragraph

The Examiner rejected claims 1-33 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicants regards as the invention. The Applicants have amended the identified claims to particularly point out and distinctly claim the subject matter of the presently claimed invention.

The Applicants have amended the preambles of independent claims 1, 11, 18, and 28 to remove redundant introductions of "a set of multimedia segments," "a plurality of multimedia segments," and "a multimedia presentation," as was identified by the Examiner. The Applicants assert that the subsequent recitations of these terms in the independent claims and their dependent claims is non-ambiguous and that the amended claims particularly point out and distinctly claim the subject matter which the

applicants regards as the invention.

The preambles of independent claims 1, 11 and 28 have also been amended to refer to displaying or a display for "program content." Support for these amendments is found in the specification at, for example, page 8, lines 16-25. No new matter has been added by these amendments.

The Applicants have further amended the claims to provide proper antecedent basis for the terms identified by the Examiner. The Applicants have further amended the dependent claims to provide proper antecedent basis based upon terms that were amended to overcome the Examiner's rejection of the independent claims from which those dependent claims depend. No new matter has been added by these amendments.

The Applicants assert that the Examiner's rejection under 35 U.S.C. §112, second paragraph, has been overcome by these amendments and that the application is now in condition for allowance. Such allowance is hereby respectfully requested.

CONCLUSION

The Applicants have reviewed the other cited prior art of record and believe that they do not affect the patentability of the presently claimed invention.

In light of the Office Action, Applicants believe these amendments serve a useful clarification purpose, and are desirable for clarification purposes, independent of patentability. Accordingly, Applicants respectfully submit that the claim amendments do not limit the range of any permissible equivalents.

Applicants acknowledge the continuing duty of candor and good faith to the disclosure of information known to be material to the examination of this application. In accordance

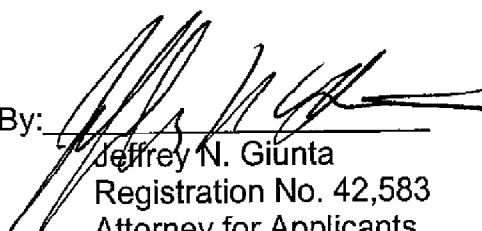
with 37 CFR §§ 1.56, all such information is dutifully made of record. The foreseeable equivalents of any territory surrendered by amendment is limited to the territory taught by the information of record. No other territory afforded by the doctrine of equivalents is knowingly surrendered and everything else is unforeseeable at the time of this amendment by the Applicants and their attorneys.

Applicants respectfully submit that all of the grounds for rejection stated in the Examiner's Office Action have been overcome, and that all claims in the application are allowable. No new matter has been added. It is believed that the application is now in condition for allowance, which allowance is respectfully requested.

PLEASE, if for any reason the Examiner finds the application other than in condition for allowance, the Examiner is invited to call either of the undersigned attorneys at (561) 989-9811 should the Examiner believe a telephone interview would advance the prosecution of the application.

Respectfully submitted,

Date: December 5, 2006

By: 
Jeffrey N. Giunta
Registration No. 42,583
Attorney for Applicants